

118TH CONGRESS
2D SESSION

H. R. 8912

To temporarily suspend duties on imports of titanium sponge, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 28, 2024

Mr. WENSTRUP (for himself, Mr. KILDEE, Mrs. MILLER of West Virginia, Ms. TITUS, Mr. KELLY of Pennsylvania, Ms. STEVENS, and Ms. SLOTKIN) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To temporarily suspend duties on imports of titanium sponge, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Securing America’s
5 Titanium Manufacturing Act of 2024”.

6 **SEC. 2. TEMPORARY SUSPENSION OF DUTIES ON IMPORTS**
7 **OF TITANIUM SPONGE.**

8 (a) IN GENERAL.—During the period described in
9 subsection (b), and except as provided by subsection (c),

1 imports of titanium sponge classified under subheading
2 8108.20.00 of the Harmonized Tariff Schedule of the
3 United States shall enter the United States free of duty.

4 (b) PERIOD DESCRIBED.—The period described in
5 this subsection is the period—

6 (1) beginning on the date that is 30 days after
7 the date of the enactment of this Act; and

8 (2) ending on the earlier of—

9 (A) December 31, 2031; or

10 (B) the date on which the President termi-
11 nates, under section 3(a)(3), the duty-free
12 treatment of titanium sponge under subsection
13 (a).

14 (c) EXCEPTION.—The rate of duty provided for in
15 column 2 of subheading 8108.20.00 of the Harmonized
16 Tariff Schedule of the United States on the day before
17 the date of the enactment of this Act shall continue to
18 apply with respect to imports of titanium sponge from
19 Belarus, Cuba, North Korea, and the Russian Federation
20 during the period described in subsection (b).

1 **SEC. 3. AUTHORITY TO TERMINATE DUTY-FREE TREAT-**
2 **MENT BASED ON MONITORING OF TITANIUM**
3 **SPONGE MARKET AND NATIONAL SECURITY**
4 **CONDITIONS.**

5 (a) AUTHORITY TO TERMINATE SUSPENSION OF DU-
6 TIES.—

7 (1) IN GENERAL.—Not later than 3 years after
8 the date of the enactment of this Act, and annually
9 thereafter until the end of the period described in
10 section 2(b), the President shall determine whether
11 the production of titanium sponge in the United
12 States is sufficient to meet the national security
13 needs of the United States.

14 (2) CONSULTATION PERIOD.—Before making a
15 determination required by paragraph (1), the Presi-
16 dent shall provide for a period of 60 days during
17 which stakeholders may submit comments relating to
18 the determination.

19 (3) EFFECT OF POSITIVE DETERMINATION.—If
20 the President determines under paragraph (1) that
21 the production of titanium sponge in the United
22 States is sufficient to meet the national security
23 needs of the United States, the President shall ter-
24minate the duty-free treatment of titanium sponge
25 under section 2, effective on the date that is one
26 year after the date of the determination.

1 (b) AUTHORITY TO MODIFY INCREASE DUTIES.—

2 (1) IN GENERAL.—The President may, notwith-
3 standing section 2(a) and upon consideration of the
4 factors described in paragraph (2) and subject to
5 paragraph (3), proclaim increases in the rate of duty
6 applicable to titanium sponge classified under sub-
7 heading 8108.20.00 of the Harmonized Tariff
8 Schedule of the United States.

9 (2) CONSIDERATION OF CERTAIN MARKET AND
10 SECURITY CONDITIONS.—In determining whether to
11 proclaim increases in the rate of duty applicable to
12 titanium sponge under paragraph (1), the President
13 shall consider the following:

14 (A) Increases in imports of titanium
15 sponge from countries specified in section
16 4872(d)(2) of title 10, United States Code.

17 (B) Increases or decreases in domestic pro-
18 duction of titanium sponge.

19 (C) Increases or decreases in domestic pro-
20 duction of titanium products downstream from
21 titanium sponge.

22 (D) Trends in employment in titanium
23 sponge and titanium product industries.

24 (E) The impact of titanium sponge market
25 conditions on national security.

1 (3) MAXIMUM RATE OF DUTY.—The President
2 may not increase the rate of duty applicable to tita-
3 nium sponge under paragraph (1) to a rate that ex-
4 ceeds the bound rate set pursuant to the commit-
5 ments of the United States as a member of the
6 World Trade Organization.

○